

Message Text

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ACTION EUR-12

INFO OCT-01 ARA-10 IO-13 ISO-00 L-03 SP-02 ICA-11
AID-05 EB-08 NSC-05 TRSE-00 SS-15 STR-07 OMB-01
CEA-01 H-01 PA-01 CIAE-00 COME-00 EA-10 FRB-03
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R 271628Z JUL 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC 0640
INFO AMEMBASSY BERLIN
AMEMBASSY BRUSSELS
AMEMBASSY BUDAPEST
AMEMBASSY COPENHAGEN
AMEMBASSY DUBLIN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY SOFIA
AMEMBASSY LUXEMBOURG
AMEMBASSY THE HAGUE
AMEMBASSY WARSAW
AMEMBASSY BUCHAREST
USMISSION GENEVA
USMISSION USBERLIN
USMISSION USNATO
USINT HAVANA

C O N F I D E N T I A L BONN 13723

BRUSSELS ALSO FOR USEEC

E.O. 11652: GDS
TAGS: PGOV, BQG, EEC, COMECON
SUBJECT: NEGOTIATIONS ON EC-CEMA FRAMEWORK
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AGREEMENT: TERRITORIAL CLAUSE

REF: BONN 11441

1. EC AND CEMA EXPERTS ARE CURRENTLY NEGOTIATING IN
BRUSSELS A FRAMEWORK AGREEMENT WHICH WOULD GUIDE THE
CONDUCT OF THEIR ECONOMIC RELATIONS. THE BONN GROUP

HAS DRAFTED AND FRENCH, UK, FRG CAPITALS HAVE APPROVED THE TEXT OF A SPEAKING NOTE WHICH GIVES THE EC NEGOTIATOR GUIDANCE ON WORKING OUT AN AREA OF APPLICABILITY CLAUSE FOR THE AGREEMENT THAT INCLUDES BERLIN.

2. FOLLOWING IS AN INFORMAL TRANSLATION OF THE SPEAKING NOTE, WHICH WAS DRAFTED IN GERMAN:

"THE AREA OF APPLICABILITY CLAUSE SHOULD BE INTRODUCED AT THE APPROPRIATE TIME, IN THE COURSE OF DISCUSSIONS AFTER THE TWO PARTIES HAVE COMPLETED A DISCUSSION OF THE DRAFT ACCORDS. ATTEMPTS BY THE OTHER SIDE TO LEAVE DISCUSSION OF THE APPLICATION CLAUSE ON ONE SIDE AND TO DEFER DISCUSSION TO THE END OF THE NEGOTIATIONS SHOULD BE OPPOSED. IF BEFORE THE CLAUSE IS DEALT WITH FORMALLY THE OTHER SIDE TRIES TO

SOUND OUT EITHER IN THE COURSE OF THE NEGOTIATIONS OR IN THE CORRIDOR THE POSITION OF THE COMMUNITY ON THE CLAUSE THE NEGOTIATOR SHOULD SAY THAT THE ATTITUDE OF THE COMMUNITY HAS NOT CHANGED.

"WHEN IT IS THE TURN OF THE APPLICATION CLAUSE TO BE DISCUSSED IN THE COURSE OF THE NEGOTIATIONS THE NEGOTIATOR SHOULD SAY IN ANSWER TO QUESTIONS FROM THE OTHER SIDE THAT A CLAUSE OF THIS SORT HAS BEEN INCLUDED IN MANY OF THE COMMUNITY'S AGREEMENTS WITH THIRD COUN-
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TRIES AND IS INCLUDED IN MANY OF THE DRAFT AGREEMENTS CURRENTLY BEING NEGOTIATED. IT SERVES THE PURPOSE OF MAKING CLEAR THAT THE AGREEMENT EXTENDS TO THE WHOLE AREA OF APPLICATION OF THE AGREEMENTS SETTING UP THE EUROPEAN COMMUNITIES. IF THE OTHER SIDE SHOULD WISH FOR FURTHER EXPLANATION THE NEGOTIATOR SHOULD SAY - AS IN THE TEXTILE NEGOTIATIONS - THAT THE APPLICABILITY CLAUSE COVERS TERRITORIES OF THE MEMBER STATES AND IN ADDITION VARIOUS TERRITORIES STANDING IN VARYING RELATIONSHIPS TO THE MEMBER STATES. IF THE OTHER SIDE ASKS

WHICH TERRITORIES ARE IN QUESTION THE ANSWER SHOULD BE THAT THESE TERRITORIES INCLUDE FOR EXAMPLE GIBRALTAR, ISLE OF MAN, BERLIN (WEST) AND OTHERS." MEEHAN

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